

EXHIBIT 2

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

IN RE: AUTOMOTIVE PARTS
ANTITRUST LITIGATION

Case No. 12-2311

Hon. Marianne O. Battani

ALL PARTS

THIS RELATES TO:

ALL AUTO PARTS CASES

MOTION TO COMPEL DISCOVERY FROM
NON-PARTY ORIGINAL EQUIPMENT MANUFACTURERS

BEFORE SPECIAL MASTER GENE ESSHAKI
Theodore Levin United States Courthouse
231 West Lafayette Boulevard
Detroit, Michigan
Thursday, March 24, 2016

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1 14 hours and that was with the concept they would address the
2 five areas that they needed to cover and they believed they
3 could cover those five areas in that amount of time. So if
4 you want to give them a little bit extra, but to give them
5 12 hours to cover each one of those areas I think is
6 excessive.

7 SPECIAL MASTER: Mr. Williams, your thoughts?

8 MR. WILLIAMS: Your Honor, I think on behalf of all
9 the moving parties we would agree to 14 hours for all of the
10 topics we are talking about today, and if there is any
11 instance where we think there might be a need for more when
12 we talk --

15 MR. WILLIAMS: We will divide the 14 hours and if
16 for any reason that's not sufficient then we will try to work
17 it out and bring it to you if we cannot.

18 SPECIAL MASTER: Counsel, is that acceptable?

19 MR. KASS: That is, Your Honor.

20 SPECIAL MASTER: We will revise the order that way.
21 Anything else? It has been a long -- oops. Mr. Martini is
22 calling me.

23 MR. FENSKE: Me too, Your Honor. Dan Fenske from
24 Mitsubishi Electric. Just one housekeeping matter.

25 I understand Your Honor is not entertaining

1 argument on the settlement privilege issue. I just wanted to
2 understand, was your Your Honor planning to issue some sort
3 of ruling on that separately or --

4 SPECIAL MASTER: No. What is going to happen is
5 the reason I declined to address that is because it has been
6 my experience that ruling on it could have a cascading effect
7 on future negotiations. It is my hope that when the moving
8 parties find out what is available in the system of the OEMs
9 that negotiations will begin in a professional manner, and my
10 hope is that the negotiations will go beyond not just the
11 data that is available but let's start talking about the
12 settlement privilege issue, let's start talking about the
13 attorney-client privilege issue. I'm not going to rule on it
14 today because I want to encourage negotiations that are going
15 to occur in approximately 60 days or 75 days to be full and
16 robust, and that's why I'm deferring it. I specifically am
17 not ruling on it. I'm not ruling on the motion to compel.

18 MR. FENSKE: Understood. Thank you, Your Honor.

19 SPECIAL MASTER: Are we done? I want to thank you
20 all, it has been a long day, but you have been very
21 professional and I appreciate the way you have dealt with me.
22 Thank you.

23 (Proceedings concluded at 4:42 p.m.)

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CERTIFICATION

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I, Robert L. Smith, Official Court Reporter of
the United States District Court, Eastern District of
Michigan, appointed pursuant to the provisions of Title 28,
United States Code, Section 753, do hereby certify that the
foregoing pages comprise a full, true and correct transcript
taken in the matter of Automotive Parts Antitrust Litigation,
Case No. 12-2311, on Thursday, March 24, 2016.

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s/Robert L. Smith

Robert L. Smith, RPR, CSR 5098
Federal Official Court Reporter
United States District Court
Eastern District of Michigan

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Date: 03/25/2016

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Detroit, Michigan

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